19 ko

Department of Land Revenue & Irrigation.

OFFICE Board of Revenue

STATION Chepauk, Madras.

Dis No. 199

Dated 4/5/40

DESPATCH
8- MAY 1940

(SUBJECT.)

Mining leases - Manganese and iron ore - (Bellary
District) - Periyakoil reserve - S. Nos. 14 and 18 (Portion
) Kasaba Village - Trichinopoly to Sri Dharmam
(Kanthiah) - Sanctioned

C.F. 32.

Revenue DEPARTMENT. 1941

In reply, please quote number, date and short title.*

Received ____ *Registered* ____

From (Name) A.D. Crombie Esquire.,C.I.E.,I.C.S.,

(Designation) ~~A~~ Collector,

Post Box ____, (Station) Bellary.

Telegraphic Address ____

OFFICE OF THE BOARD OF REVENUE
20 FEB 1940
MADRAS

To

The Secretary to the Board of Revenue,
Madras.

Rc.C. *No.* 609/40, *dated* 13th February 19 40

Sir,

Mining lease ~~reserve~~ Manganese Kudligi Taluk
Tonsigeri ~~village~~ - S.No. 14 and 18(Portion)
sanctioned in favour of Khan Sahib K.Abdul Hye
Transfer in the name of Dharamsey Khatau -
Proposals.

Enclosures
letters
& challan

Spare Copies

In this office R.Dis. 2739/25 dated 20-5-35 Khan Sahib Abdul Hye Sahib was granted a mining lease for a period of 30 years over an extent of ~~if~~ ~~acres~~. A C 46-30 in S.Nos. 14 & 18 (Portion) in Tonsigeri Reserve of Kudligi Taluk. He is no longer the holder of a certificate of approval, its renewal having been refused during 1939 as he was considered to be not solvent and unfit to carry out the mining operations. In this connection I invite your attention to this office R.C. No. 5372 dated 22-2-39 in which a sum of Rs. 6650-8-0 due from Mr. Abdul Hye Sahib on account of rent and royalties in respect of another mining lease granted to him in the Gunda Reserve has been recommended to be written off as irrecoverable.

2. In respect of the lease in Tonsigeri Reserve which is still in force he now seeks the financial help of Mr. Dharamsey Khatau of Bombay who is willing to work the mine investing his money. The latter is a holder of the certificate of approval which is in force till 31-12-40. (Please see Page 1279 Part II of the Fort St. George Gazette dated 5-12-39). Khan Sahib

Khan Sahib Abdul Hye Sahib requests that the mining lease sanctioned in his name be assigned and transferred to Dharamsey Mulraj Khatau of Bombay. Under rule 12 of the mining manual the lease once granted subsists through the certificate of approval is not renewed. The transferor has deposited Rs. 50/- in Bellary Sub Treasury, being the fee for the transfer of the deed as laid down in rule 50(3) (vii) of the Mining Manual.

3. I enclose the applications of the transferor and the transferee for the sanction of the Board.

Abdul. Khan
15.2.40
For Collector.

RK/15-2
15.2

Bellary,
2nd February

To: The Joint Secretary,

Board of Revenue (Land Revenue & Settlement)

Chepauk Ro. Madras.

Through : The District Collector,
Bellary.

Subject: Thonshigiri manganese mine- Kudligi taluk-
Transfer of lease requested.

* *

There is considerable improvement nowadays in the manganese market. I therefore wish to take advantage of the market by working my mine referred to above on a large scale. As I am financially crippled owing to heavy losses sustained in the past in manganese mining I now intend taking Mr. Dharamsey Mulraj Khatau of Bombay, a financier as my partner. This gentleman desires that my mining lease be assigned and transferred to him as guarantee for his big investments. I therefor propose to transfer my lease to him and request that the transfer may kindly be effected.

I may mention that although I am no longer in possession of a certificate of approval I am entitled to hold the above mentioned lease according to Rules 12, Page 60 of the Madras Mining Manual. The transferee holds a valid certificate of approval which is in force till the end of 1940. His letter is herewith enclosed.

A Form of Agreement to be used in connection with the transfer o the lease according to the Rules is herewith enclosed. The fee of Rs. 50/ for registration of assignment and transfer has been credited under chalan No. 166 herewith appended. My deposit of Rs.500/may also be (transferred to Mr. D. M. Khata

I now request that the transfer may kindly be effected at an early date.

I beg to remain
sir,
Your most obedient servant,

Encl: Chalan, Mr.D.M.Khatau's letter and Form of Agreement.

Provincial. Central. రాష్ట్రము. కేంద్రము.

DUPLICATE. 5

T. and A. 1 (a).

మూరు ప్రతి.

(For instructions see reverse.)
(సలహాలకు వెనుకవైపు చూడుము.)

Chalan for payment of money into the ~~Huzur Treasury~~ / Sub-Treasury at Bellary.

No. 1 - FEB 1940 166

నెం. 166 తేదీ 1 - FEB 1940 హుజూరు ట్రెజరీ / సబ్-ట్రెజరీ లో వైకమును చెల్లించుటకైన చలాను.

By whom paid and name and address of the person on whose behalf money is paid. ఎవరివల్ల చెల్లించబడినదిన్ని, ఎవరి తరఫున వైకము చెల్లించబడినదో ఆ మనిషియొక్క పేరును, వివిలాసమును.	On what account, with authority, if any, and head of account.* అధికారము విచ్చినన్న యెడల దానితో చేరి ఎందునిమిత్తము చెల్లించబడినదియును, ఏ అకౌంటు హెడ్డుకు చేరినదియును.*	Amount. మొత్తము.			Monthly consecutive number assigned to the credit in the day-book. డేబుక్కులో జమకు యివ్వబడిన మాసవారి వరుస నెంబరు.	
		RS. రూ.	A. ఆ.	P. పై.	No. నెంబరు.	Month. నెల.
Khan Saheb K. Abdul Haye Coal Bazar, Bellary	Fee for registration of assignment and transfer of mining lease - Muthiya Anjaneya mine - Kudithini Taluk	50	.	-		
Date 1. 2. 19 1940	TOTAL (in words and figures) .. వెరసి (అంకెలలోను అక్షరాలలోను) Fifty only	50	-	-		

Signature of Remitter.
వైకము చెల్లించువాని సంతకము.

RECEIVED Rupees 50/- (Fifty only) రూపాయలు ముట్టినవి.

HUZUR TREASURY. హుజూరు ట్రెజరీ.
SUB-TREASURY. సబ్-ట్రెజరీ.
Entered. నమూదుచేయబడినది.

The 1 19 40
తేది 1 19 40

Signature of Treasurer. ట్రెజరరు సంతకము.
Signature of Eng. Head Accountant. ఇంగ్లీషు హెడ్ అకౌంటెంటు సంతకము.
Signature of Treasury Officer. ట్రెజరీ ఆఫీసరు సంతకము.

H. Daniel 1/2/40

Shroff. షరాఫ్.
Taluk Hd. Accountant or Sarishtadar. తాలూకా హెడ్ అకౌంటెంటు లేదా శిరస్తాదారు.

Head of account should be filled in by the Departmental Officer or Treasury.
ఏ అకౌంటు హెడ్డుకు చెందినది అను విషయము డిపార్టుమెంటుకు చెందిన ఆఫీసరుచే లేదా ట్రెజరీచే నమూదుచేయబడవలెను.

INSTRUCTIONS.

సలహాలు.

(Reverse)
(వెనుక వైపు)

"The receipt is not valid or binding on the Government unless—

I. In the case of payments in Huzur Treasuries it is signed (1) by the Huzur Treasurer and (2) by the English Head Accountant when the amount is under Rs. 500 and also (3) by the Treasury Deputy Collector when the amount is Rs. 500 or more.

II. And in the case of payment in Sub-Treasuries, (1) by the Shroff and (2) by the Taluk Head Accountant or Taluk Sarishtadar."

III. Receipts for cash or cheques paid for service stamps should be given in M.T.C. Form 5-A (T. & A. 85).

"I. హుజూరు ట్రెజరీలలో చేసిన చెల్లింపుల విషయములలో వైకపు మొత్తము రూ 500 లకు తక్కువగా ఉన్నప్పుడు (1) హుజూరు ట్రెజరరును, (2) ఇంగ్లీషు హెడ్ ఆకౌంటెంటును మరిన్ని (3) వైకపు మొత్తము రూ 500 లు లేదా అంతకంటె ఎక్కువగానున్నప్పుడు ట్రెజరీ డిప్యూటి కలెక్టరుకూడను,

II. సబ్-ట్రెజరీలలో చేయబడిన చెల్లింపుల విషయములలో (1) షరాఫున్ను, (2) తాలూకా హెడ్ ఆకౌంటెంటు లేదా తాలూకా శిరస్తాదారున్ను దానిలో సంతకముచేసినదేపై ఈ రసీదు చెల్లతగినదిగా లేదా గవర్నమెంటును బద్ధులగునట్లు చేయునదిగా ఉండదు."

III. సర్వీసు స్టాంపులకుగాను చెల్లించిన రొక్క, మువకెవ లేదా చెకు, ఇకెవ రసీదులు M.T.C. 5-A T. & A. 85) నమూనాలో యివ్వబడవలెను.

Note.—PARTICULARS OF MONEY PAID SHOULD BE ENTERED BELOW.

షరా.—చెల్లింపబడిన వైకపు వివరములను ఈ క్రింద నమూదుచెయవలెను.

	Number. సంఖ్య.	Amount. మొత్తము.

Coin.
నాణెములు.

Currency Notes
కరెన్సీ నోట్లు—

Runees రూపాయలు 1.000

Bombay, 27th December 1939

From:
Dharamsey M. Khatau Esq.,
Laxmi Building,
Ballard Road,
Bombay.

Through the Collector of
Bellary.

To:
The Joint Secretary Land &
Revenue Settlement,
Chepauk P.O., Madras.

Subject.- Lining Lease - Manganese -
Kudligi Taluk - S.Nos.14 and
18 (portion) - Thonshigiri
village - granted to
Mr. K.Abdul Hye, Bellary.

Sir,

I agree to the proposal for transfer of Mr. K. Abdul Hye, holder of the above mentioned Mining Lease. I am willing to invest a big amount of capital for the successful working of the Mine. I hold a

Certificate of Approval granted to me on 20th November 1939, as per notification published on Page 1279 of Part 2 of the Fort St. George Gazette dated 5th December 1939. My certificate of approval is in force upto 31st December 1940 and bears Proceeding Routine No.5294.

I now request that the above mentioned Mining Lease may be assigned and transferre to me at an early date to have the full benefit of the present Manganese market.

Yours faithfully,

Form of Agreement for use in connection with the transfer of a lease.

AN AGREEMENT dated and made between The Governor of Madras (hereinafter called the Governor which expression shall be deemed to include his successors in office and assigns) of the one part and Dharamsey Kulraj Khatau ereinafter called the Transferee which expression shall where the context so admits implies be deemed to include his heirs executors administrators and assigns) of e other part. WHEREAS by virtue of an Indenture of Lease (hereinafter called the ase) dated 30th April 1925 and made between the Governor and K.Abdul Hye,Bellary e Lessee is entitled to search for and work the mines and minerals therein ...ntioned for the term and subject to the payment of the rent and royalties and the observance and performance of the Lessees covenants and conditions in the Lease reserved and contained including a covenant not to assign the Lease or any interest thereunder without the previous sanction of the Governor and WHEREAS the Lessee is desirous of transferring and assigning the Lease to the Transferee and the Governor has at the request of the Lessee granted sanction to such transfer and assignment upon condition of the Transferee entering into an agreement in and containing the terms and conditions hereinafter set forth.

NOW IT IS HEREBY AGREED AND DECLARED by the Transferee with and to the Governor that from and after the transfer and assignment of the Lease by the Lessee to the Transferee the Transferee shall be bound by and liable to perform and observe and conform and be subject respectively to all the provisions and conditions of all the covenants and stipulations on the part of the Lessee and conditions in the Lease contained in the same manner in all respects as if the Lease had been granted to the Transferee as the Lessee thereunder and he had originally executed it as such and the Transferee hereby undertakes and agrees with the Governor to perform and observe the same covenants stipulations and conditions in all respects accordingly. In consideration of the ~~provisions~~ premises the Transferee hereby agrees to perform and observe conform and be subject to the provisions conditions hereinafter contained viz the Transferee further agrees that the above said provisions and conditions shall be read and continued as part and parcel of the Lease dated the 30th day of April 1925 and as if such provisions and conditions had originally been contained herein.

And further that the Governor shall have power and liberty to retain the deposit made by the transferee on applying for this transfer as security for and on account of the performance by the transferee of the terms of this agreement and any claim for compensation which may be made by any person or persons against the transferee and the Governor in respect of any damage or injury done by the transferee in exercise of any of the powers conferred on him by the lease and in or towards payment of any damage. Costs and expenses which may become payable as a result of or in connection with any suits or proceedings which may be instituted against the

the Province of Madras in respect of any such damage or injury and also for the restoration by the transferee to its natural original condition of the surface of all lands which shall be occupied by the transferee and for the cost of fencing or filling in of abandoned pits made by the transferee in the said land during his tenancy thereof.

As WITNESS the hands of the parties.

15

As (Sec A)

Mining - Lease manganese - (Bellary) - Kudligi tk - Tungabhadra reserve - S.Nos 14 and 18 (portion) - Transfer in favour of Obavanasey Khatavu - proposal -

13 MAR 1940

Dis 8/3

Pp 1-2%

D 941/40 from the Collr of Bellary

& C. boq. 40 dy 13.2.40

N/15/3

Ref D 941/40-1 dy 15.3.40

The Collr is requested to send (for reference and return) his D dis 2739-25 dy 20.5.25

8/15/3

EPR 14/3 8 14/3

14/3/40

Collr 16/3/40

G.N.

The Collr's dis. file is necessary for knowing the circumstances in which the lease was granted by the Collr without Board's sanction

8 14/3

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying ..	6/5/	HC
When copied ..	8/5/	GK 6/5
When examined..	8.5.	HC 8/5 A.H.
When signed ..		
When despatched.	9-MAY1940	

SUBJECT :— Mining - Lease - Manganese and iron ore - (Bellary) - Kudligi Tk. - Tonsigeri reserve - S. Nos. 14 and 18 (portion) - Ikhan Sahib K. Abdul Hy - Transfer to Srri. Dharamsey M. Khato - Sanctioned

(J) READ AGAIN Bde. 2762 Mis, dated 17-11-24 — 19 Q.

" " — " — 19

READ *ALSO* :—

pl cf. No. J. 941/40 From the Coll^r of Bellary Ref. No. 609/40 dated 13.2.1940 — Q.

p 17 cf. " J. 1591/40 " — do — do — do " 23.3.1940 — Q

" — " — " — 19

~~Order~~ Resolution ~~Mis. Route~~ No. 1199, dated 4/5/ 19 40.

Issue
2/5/40

The Board sanctions the transfer of the mining lease for manganese and iron ore granted to Ikhan Sahib K. Abdul Hye in his favour of Prog. 2762 Mis. dt. 17-11-24 to Srri. Dharamsey Mulraj Khatau of Bombay.

2. The Coll^r is requested to see that the conditions, if any, which do not find place in the original lease deed but which have been subsequently added to the standard form of the lease, are embodied in the transfer agreement.

(J)

To the Coll^r of Bellary with his file R. Dis 2739/25 dt 20-5-1925 returned.

~~Difficulties reported~~

Sec 2/5/40. Hall 4/5/40

3/5/40.

(Y) by R.P.

Misc 1199 Dated 6.5.40

~~Full Board.~~

	I.A.	A.D.S. and L.R.	Assistant Secretary: Land Rev.	Assistant Secretary: Settlement.	Assistant Secretary: Sep Rev.	Jt. Secy.	Secy.	M-4.	M-3	M-2	M-1
1. Open file seen by				✓		✓					✓
2. Final draft seen by				✓							
3. Now circulated to											
4. Initials. 9/15											

Passed for record.

~~Secretary.~~
Joint Secretary.

~~A.S. (C.W.)~~

~~A.S. (L.R.)~~

A.S. (Sett.) hvd 17/5/40

~~A.S. (Excise).~~

~~A.D.S. & L.R.~~

~~L.A.~~

Note:- Entries not required to be scored out.